

ESTTA Tracking number: **ESTTA262495**

Filing date: **01/23/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91183877
Party	Plaintiff Mr. RobbieCalvo
Correspondence Address	Melissa M. Allen Attorney At Law 3200 West End Avenue, Suite 500 Nashville, TN 37203 UNITED STATES nashvillelaw@yahoo.com
Submission	Request for Discovery Conference
Filer's Name	Melissa M. Allen
Filer's e-mail	nashvillelaw@yahoo.com
Signature	/Melissa M. Allen/
Date	01/23/2009
Attachments	ENGLISH.ACCENTS.Request for Discovery.1.23.09.pdf ( 3 pages )(787270 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARKS OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of: Federal Trademark Application by Sheilah C. Griggs  
Serial Number: 77269747  
Filed: August 31, 2007  
Mark: ENGLISH ACCENTS  
Published in the  
*Official Gazette*: March 4, 2008

Robbie Calvo, an individual	)	
	)	
Plaintiff/Opposer,	)	
	)	Ser. No. 77269747
	)	
v.	)	Opposition No. 91183877
	)	
Sheilah C. Griggs,	)	
	)	
Defendant/Applicant.	)	

**OPPOSER'S REQUEST FOR DISCOVERY CONFERENCE**

Commissioner for Trademarks  
Trademark Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1451  
Alexandria, VA 22313-1451

Sir or Ms:

COMES NOW Opposer Robbie Calvo, an individual, pursuant to 37 C.F.R. § 2.120 (a)(2), and does request that this Board set a date and time for a Discovery Conference between the parties. Opposer Calvo does not request that an Interlocutory Attorney or an Administrative Trademark Judge participate in the conference. Opposer's request is based strictly on the fact that Applicant has to date been unresponsive in response to Opposer's attempts to hold such a conference, but Opposer does believe that

such a conference is not only necessary under the rules, but would substantially facilitate resolution of this matter.

In support of its Request, Opposer Calvo would assert the following:

1. Opposer's counsel has made several attempts to communicate with Applicant. Applicant (who is not represented) has not responded.
2. Applicant's failure to respond or to cooperate has further delayed this Opposition proceeding given that Opposer's counsel must conduct all steps in a written, formal manner and allow Applicant more than adequate time to respond, after which point Applicant has uniformly in fact failed to respond at all. (Related thereto, Opposer has separately filed Opposer's Motion to Extend All Deadlines on January 22, 2009.)
3. At such Discovery conference, Opposer would propose that the following issues be discussed:
  - a. Statement by both parties as to any possible settlement of this matter;
  - b. Outline of the issues between the parties in this Opposition;
  - c. Disclosure of proposed witnesses and Discovery between the parties and related timeline for completion of these actions;
  - d. Discussion of condensing the Discovery timeline by consent of the parties.
  - e. Such other issues as Applicant may want to discuss.
4. This Request is made in good faith and not for the purpose of unnecessary delay.

WHEREFORE Opposer Calvo respectfully requests that the Trademark Trial and Appeal Board grant this Request.

Date: January 23, 2009.

Respectfully submitted,



---

Melissa M. Allen  
Attorney for Opposer/Plaintiff Robbie Calvo  
3200 West End Avenue, Suite 500  
Nashville, TN 37203  
Tel. 615.783.2880  
Fax: 615.783.1606

**CERTIFICATE OF MAILING**

I hereby certify that a true and correct copy of this document has been filed with the Trademark Trial and Appeal Board electronically through its website and that a true and correct copy hereof has been served on Applicant/Defendant by mailing via first class pre-paid U.S. Mail to:

Ms. Sheilah C. Griggs  
c/o Point 3 Media, & Idiom Entertainment  
1305 Clinton Street, Suite 300  
Nashville, TN 37203

as of the 23rd day of January, 2009



---

Melissa M. Allen